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**UNITED STATES DISTRICT COURT**  
**NORTHERN DISTRICT OF CALIFORNIA**  
**SAN FRANCISCO DIVISION**

UNITED STATES OF AMERICA, *ex rel.*  
STROM

Plaintiff,

v.

SCIOS, INC. and JOHNSON & JOHNSON

Defendants.

Case No. C 05-3004 CRB (JSC)

**STIPULATION OF DISMISSAL;  
[PROPOSED] ORDER**

IT IS HEREBY STIPULATED by the United States of America, Relator Joe Strom, and  
Defendants, Scios, Inc. and Johnson & Johnson (collectively, the Parties), that:

STIPULATION OF DISMISSAL, No. C 05-3004 CRB (JSC)

3. The United States of America dismisses with prejudice all claims asserted in the United States' Complaint, and dismisses remaining claims, if any, without prejudice as to the United States.

5. According to the terms of the Settlement Agreement, this Court retains jurisdiction over any disputes that may arise relating to the Settlement Agreement.

By:           /s/ signature on file            
SARA WINSLOW  
THOMAS R. GREEN  
Assistant United States Attorneys

By:           /s/ signature on file            
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MARCELLA AUERBACH, Esq.  
Pro Hac Vice  
MATTHEW B. PAVONE, Esq.  
Attorneys for *Qui Tam* Plaintiff Joe Strom

PURSUANT TO STIPULATION, IT IS HEREBY ORDERED:

- Dated: \_\_\_\_\_
- HON. CHARLES R. BREYER  
United States District Judge